

### **ORIGINAL**

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August 9, 2007

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Ms. Marlene H. Dortch Sccretary Federal Communications Commission 445 12th Street, S.W. Washington, DC 20554 FILED/ACCEPTED AUG - 9 2007

Federal Communications Commission Office of the Secretary

Re: Supplement to Reply to Request for Supplemental Information

MB Docket No. 05-248;

RM-11262

Dear Ms. Dortch:

Transmitted herewith on behalf of L.M. Communications of Kentucky, LLC are an original and four copies of its Supplement to Reply to Request for Supplemental Information issued in response to the Media Bureau's Request for Supplemental Information, DA 07-1446, released March 30, 2007, in connection with the above-referenced proceeding.

Please contact the undersigned counsel if there are any questions.

Very truly yours,

Christopher J. Sova

Enclosures

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# Federal Communications Commission

WASHINGTON, D.C. 20554

In the Matter of	)		
Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations (Midway, Falmouth and Owingsville, Kentucky)	) ) )	MB Docket No RM-11262	FILED/ACCEPTED  AUG - 9 2007
To: Secretary, Federal Communications Commission			Federal Communications Commission Office of the Secretary

Attn: Assistant Chief, Audio Division, Media Bureau

#### SUPPLEMENT TO REPLY TO REQUEST FOR SUPPLEMENTAL INFORMATION

L.M. Communications of Kentucky, LLC ("LMC"), the licensee of Station WBTF(FM), Midway, Kentucky, by its attorneys, hereby files a supplement to its reply to the Media Bureau's *Request for Supplemental Information*, DA 07-1446, released March 30, 2007 (the "Request"), in the above-captioned proceeding.

In the Request, the Media Bureau asked that the parties submit additional documentation, such as a determination from the FAA, to establish whether Channel 300A is available at the licensed site for Station WIOK(FM) (coordinates 38-35-13 N/84-21-40 W). As per the attached Exhibit A, Determination of No Hazard to Air Navigation (FAA case file no. 2007-ASO-1579-OE issued on July 25, 2007), the FAA has determined that operation on Channel 300 at the WIOK(FM) coordinates would not be a hazard to air navigation.

LMC hereby confirms that it will reimburse Hammond for all costs associated with the channel change, including FAA-required changes at the airport, if they are deemed necessary to use Channel 300A at Falmouth

Respectfully submitted,

L.M. COMMUNICATIONS OF KENTUCKY, LLC

Sally A. Buckman

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Suite 600

Washington, DC 20006

August 9, 2007

Its Attorneys

#### **CERTIFICATE OF SERVICE**

I, Randy Pannell, hereby certify that a copy of the foregoing "Supplement to Reply to Request for Supplemental Information" was mailed, first class postage prepaid, this 9th day of August, 2007 to the following:

John Wells King, Esq.
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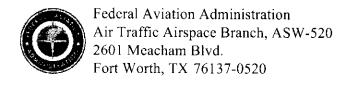
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\*John A. Karousos Media Bureau Federal Communications Commission 445 Twelfth Street, S.W. Washington, DC 20554

\*By Hand

Randy Pannell

## **EXHIBIT A**



Aeronautical Study No. 2007-ASO-1579-OE Prior Study No. 1988-ASO-336-OE

Issued Date: 07/25/2007

Gil Hammond Hammond Broadcasting, Inc. P.O. Box 50 Falmouth, KY 41040

#### \*\* DETERMINATION OF NO HAZARD TO AIR NAVIGATION \*\*

The Federal Aviation Administration has conducted an aeronautical study under the provisions of 49 U.S.C., Section 44718 and if applicable Title 14 of the Code of Federal Regulations, part 77, concerning:

Structure:

Antenna Tower WIOK(FM) Tower

Location:

Falmouth, KY

Latitude:

38-35-13.30 N NAD 83

Longitude:

84-21-39.80 W

Heights:

500 feet above ground level (AGL)

1440 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

As a condition to this Determination, the structure should continue to be marked and/or lighted utilizing a med-dual system.

This determination is based, in part, on the foregoing description which includes specific coordinates, heights, frequency(ies) and power. Any changes in coordinates, heights, and frequencies or use of greater power will void this determination. Any future construction or alteration, including increase to heights, power, or the addition of other transmitters, requires separate notice to the FAA.

This determination does include temporary construction equipment such as cranes, derricks, etc., which may be used during actual construction of the structure. However, this equipment shall not exceed the overall heights as indicated above. Equipment which has a height greater than the studied structure requires separate notice to the FAA.

This determination concerns the effect of this structure on the safe and efficient use of navigable airspace by aircraft and does not relieve the sponsor of compliance responsibilities relating to any law, ordinance, or regulation of any Federal, State, or local government body.

This aeronautical study included evaluation of a 500 foot AGL structure that exists at this time. Action will be taken to ensure aeronautical charts are updated to reflect this existing height and the most current coordinates/elevation as indicated in the above description.

A copy of this determination will be forwarded to the Federal Communications Commission if the structure is subject to their licensing authority.

If we can be of further assistance, please contact our office at (404) 305-5589. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 2007-ASO-1579-OE.

Signature Control No: 511859-100592974

(DNE)

Cesar Perez Specialist

Attachment(s)
Frequency Data

ee: NACO w/map 18-1033

#### Frequency Data for ASN 2007-ASO-1579-OE

LOW	HIGH	FREQUENCY	ERP	ERP
FREQUENCY	FREQUENCY	UNIT		UNIT
107.8	108	MHz	1.35	KW